State of Was	shington, Plaintiff,	No.				
VS.	Timigrott, Franktit,	Felony Judgment and Sentence – Jail One Year or Less (Non Sex) (FJS/RJS)				
Defendant. PCN/TCN: SID:	DOB	[ ] Clerk's Action Required, 2.1, 4.1, 4.3, 4.8, 5.2, 5.3, 5.5, 5.7, and 5.8 [ ] Defendant Used Motor Vehicle [ ] Juvenile Decline [ ] Mandatory [ ] Discretionary				
		I. Hearing				
	conducted a sentencing hea	•		defendant	t's lawyer,	
	ı	I. Findings				
[ ] guilty p	ffenses: The defendant is glea (date) [ ch trial (date):	guilty of the fo ] jury-verdict :	llowing offenses, bas (date)	sed upon		
Count	Crime		RCW (w/subsection)	Class	Date of Crime	
If the crime is a	A), FB (Felony-B), FC (Felony-C) drug offense, include the type rrent offenses are attached in A	of drug in the	,			
If the crime is a ] Additional cur	drug offense, include the type	of drug in the s Appendix 2.1a.	,	egard to th	ne	
If the crime is a  ] Additional cur  The jury return following:  GV [] For the	drug offense, include the type rent offenses are attached in A	of drug in the s Appendix 2.1a. ourt made a s	special finding with re			

GV	'[] For the crime(s) charged household member wa			, dome	stic viole	ence - fa	mily or		
[]	The defendant used a <b>firearr</b> RCW 9.94A.825, RCW 9.94A		commission	of the offen	se in cou	nt			
[]	The defendant used a <b>deadly</b> count RCW	<b>/ weapo</b> i / 9.94A.8	n other than 25, 9.94A.5	n <b>a firearm</b> 33.	in comm	itting the	offense i	in	
[]	In count the defendant committed a robbery of a pharmacy as defined in RCW 18.64.011(26), RCW 9.94A.832								
[]	Count is a <b>criminal street gang</b> -related felony offense in which the defendant compensated, threatened, or solicited a <b>minor</b> in order to involve that minor in the commission of the offense. RCW 9.94A.833.								
[]	Count is the crime of <b>unlawful possession of a firearm</b> and the defendant was a <b>criminal street gang</b> member or associate when the defendant committed the crime. RCW 9.94A.702, 9.94A.829.								
[]	The defendant has a <b>substan</b> RCW 9.94A.607.	nce use	disoder tha	t contribute	d to the o	ffense(s	).		
[]	Reasonable grounds exist to RCW 71.24.025, and that this RCW 9.94B.080								
GY	[ ] In count, the de of 16 in the vehicle. RCV			r of)	_ passer	iger(s) u	nder the	age	
[]	Count is a felony in a manner that endangered					used a <b>r</b>	notor ve	hicle	
[]	Count(s) crime in determining the offer				conduct a	ind coun	t as one		
[]	Other current convictions li the offender score are (list of				mbers u	sed in c	alculatin	g	
	Crime		Cause Nui	nber	Court	County 6	& State)	DV* Yes	
1								1.00	
2									
	V: Domestic Violence was pled a	•							
IJ	Additional current convictions, liss score are attached in Appendix 2		different cau	se numbers,	usea in c	aiculating	tne offen	aer	
2.2	Criminal History:								
	Crime	Date of Crime	Date of Sentence	Sentencin (County &		A or J Adult, Juv.	Type of Crime	DV* Yes	
1									
2									

3.										
4.										
4.										
5.										
A [ ] 7 [ ] 7) 7) pu	dditi he d adds he p urpos	onal criminal lefendant cor s 1 point to so rior conviction ses of determ	history is att mmitted a cur core). RCW sons listed as in hining the off	9.94A.525.	while on co	ommunity place above, or in IA.525).		•	•	e for
		tencing Da	ıta:							
Coui No.	nt	Offender Score	Serious- ness Level	Standard Range not including enhancements		ncements*	Total St Range ( enhancen	including	Maxim Term	um
inv	olvin	g minor, (P16	) Passenger(	s) under age 1	16.	a pharmacy, in Appendix 2	, ,	ninal stree	t gang	
2.4		•			finds subs	tantial and c	compelling	g reasons	that jus	tify
	[	above the [ ] The de excepti	e standard ra e standard r efendant and ional senter	ange for cou ange for cou d state stipu nce above th	unt(s) late that jo ne standar	ustice is bes d range and the interests	the cour	t finds the	excepti	onal
sentence furthers and is consistent with the interests of justice and the purposes of the Sentencing Reform Act.  [ ] Aggravating factors were [ ] stipulated by the defendant, [ ] found by the court after the defendant waived jury trial, [ ] found by jury, by special interrogatory.  [ ] within the standard range for count(s), but served consecutively to count(s)										
	F ir	indings of faterrogatory	act and con is attached	clusions of I		ached in Aporney [ ] dic				ial
	<ul> <li>interrogatory is attached. The Prosecuting Attorney [ ] did [ ] did not recommend a similar sentence.</li> <li>Legal Financial Obligations/Restitution. The court has considered the total amount owing, the defendant's financial resources, and the nature of the burden that payment will impose. (RCW 10.01.160). The court makes the following specific findings:</li> </ul>									

	[ ] The defendant is indigent as defined in RCW 10.101.010(3)(a)-(c) because the defendant:
	[ ] receives public assistance [ ] is involuntarily committed to a public mental health
	facility [ ] receives an annual income, after taxes, of 125 percent or less of the current federal poverty level.
	[ ] The defendant is not indigent as definied in RCW 10.101.010(3)(a)-(c). [ ] The following extraordinary circumstances exist that make restitution inappropriate (RCW 9.94A.753):
	[ ] The defendant has the present means to pay the costs of incarceration.  RCW 9.94A.760. [ ] (Name of agency)
	costs for its emergency response are reasonble. RCW 38.52.430.
2.6	[ ] Felony Firearm Offender Registration. The defendant committed a felony firearm offense as defined in RCW 9.41.010, and:
	<ul> <li>The defendant should register as a felony firearm offender. The court considered the following factors in making this determination:</li> <li>the defendant's criminal history.</li> </ul>
	<ul> <li>] whether the defendant has previously been found not guilty by reason of insanity of any offense in this state or elsewhere.</li> <li>[ ] evidence of the defendant's propensity for violence that would likely endanger</li> </ul>
	persons.
	<ul> <li>[ ] other:</li></ul>
	III. Judgment
3.1	The defendant is <i>guilty</i> of the counts and charges listed in Paragraph 2.1 and Appendix 2.1.
3.2	[ ] The court <i>dismisses</i> countsin the charging document.
	IV. Sentence and Order
	s ordered:
	Confinement. The court sentences the defendant as follows:  Confinement. RCW 9.94A.589. A term of total confinement in the custody of:  [ ] the county jail.
	[ ] The defendant was under 18 at the time of the offense and shall be initially placed in the custody of the Department of Children, Youth, and Families (DCYF).
	months on Countmonths on Count
	months on Countmonths on Count
	months on Count months on Count
	Actual number of months of total confinement ordered is:

	All counts shall be served concurrently, except for the following, which shall be served consecutively:
	This sentence shall run consecutively with the sentence in the following cause number(s) (see RCW 9.94A.589(3)):
	Confinement shall commence immediately unless otherwise set forth here:
	[ ] Partial Confinement. The defendant may serve the sentence, if eligible and approved, in partial confinement in the following programs, subject to the following conditions:
	[ ] work crew RCW 9.94A.725 [ ] home detention RCW 9.94A.731, .190 [ ] work release RCW 9.94A.731 [ ] electronic monitoring RCW 9.94A.030
	[ ] Conversion of Jail Confinement (Nonviolent and Nonsex Offenses). RCW 9.94A.680(3). The county jail is authorized to convert jail confinement to an available county supervised community option, to reduce the time spent in the community option by earned release credit consistent with local correctional facility standards, and may require the offender to perform affirmative conduct pursuant to RCW 9.94A.
	<ul> <li>The defendant shall receive credit for time served in an available county supervised community option prior to sentencing. The jail shall compute time served.</li> </ul>
	[ ] Alternative Conversion. RCW 9.94A.680 days of total confinement ordered above are hereby converted to hours of community restitution (service) (8 hours = 1 day, nonviolent offenders only, 30 days maximum) under the supervision of the Department of Corrections (DOC) to be completed on a schedule established by the defendant's community corrections officer but not less than hours per month.
	[ ] Alternatives to total confinement were not used because of:
	<ul><li>[ ] criminal history</li><li>[ ] failure to appear (finding required for nonviolent offenders only RCW 9.94A.680).</li></ul>
(B) (	<b>Credit for Time Served:</b> The defendant shall receive credit for eligible time served prior to sentencing if that confinement was solely under this cause number. RCW 9.94A.505. The jail shall compute time served.
4.2	Community Custody. RCW 9.94A.505, .702.
(A)	The defendant shall serve months (up to 12 months) in community custody.
	Community custody on all counts shall be served concurrently, except for the following counts, which shall be served consecutively:
	The community custody terms of this sentence shall run consecutively with the community custody term in the following cause number(s) (see RCW 9.94A.589(2)(a)):
	The court may order community custody under the jurisdiction of the DOC for up to 12 months if the defendant is convicted of a violent offense, a crime against a person under RCW 9.94A.411, a felony violation of chapter 69.50 or 69.52 RCW, or an attempt,

conspiracy, or solicitation to commit such a crime. For offenses committed on or after June 7, 2006, the court shall impose a term of community custody under RCW 9.94A.701, if the offender is guilty of failure to register (second or subsequent offense) under RCW 9A.44.130(11)(a) and for offenses after June 12, 2008 for unlawful possession of a firearm with a finding that the defendant was a member or associate of a criminal street gang. The defendant shall report to the DOC no later than 72 hours after release from custody at the address provided in open court or by separate document.

- (B) While on community custody, the defendant shall:
  - (1) report to and be available for contact with the assigned community corrections officer as directed:
  - (2) work at a DOC-approved education, employment, and/or community restitution (service);
  - (3) notify DOC of any change in defendant's address or employment;
  - (4) not consume controlled substances except pursuant to lawfully issued prescriptions;
  - (5) not unlawfully possess controlled substances while on community custody;
  - (6) not own, use, or possess firearms or ammunition;
  - (7) perform affirmative acts as required by the DOC to confirm compliance with the orders of the court; and
  - (8) abide by any additional conditions imposed by the DOC under RCW 9.94A.704 and .706. The defendant's residence location and living arrangements are subject to prior approval of the DOC while on community custody.

(9) Payme	nt of Supervision Fees While on Community Custody:
	defendant shall pay supervision fees as determined by the DOC. defendant is indigent and the payment of supervision fees is waived.
The court	orders that during the period of supevision the defendant shall:
[ ] not pos	sess or consume alcohol.
[ ] not pos prescrip	sess or consume controlled substances, including marijuana, without a valid otion.
[] have no	contact with:
[] remain	[ ] within [ ] outside of a specified geographical boundary, to wit:
[ ] particip	ate in the following crime-related treatment or counseling services:
	o an evaluation for, and fully comply with, treatment for [ ] domestic violence stance use disorder [ ] mental health [ ] anger management.
[ ] comply	with the following crime-related prohibitions:
Other c	onditions:
	ons of community custody shall begin immediately upon release from it unless otherwise set forth here:
	tion lane attenuiuse ant tente leane.

Court Ordered Treatment: If any court orders mental health or substance use disorder treatment, the defendant must notify the DOC and the defendant must release treatment information to the DOC for the duration of incarceration and supervision. RCW 9.94A.562.

## **4.3 Legal Financial Obligations:** The defendant shall pay to the clerk of this court:

JASS/Odysse PCV 3105	<u>\$500</u> \$500	Victim assessment RCW 7.68.035
PDV 3102	\$	_Domestic Violence (DV) assessment RCW 10.99.080
	\$	Violation of a DV protection order (\$15 mandatory fine) RCW 26.50.110
CRC 3403	\$	_Court costs, including RCW 9.94A.760, 9.94A.505, 10.01.160, 10.46.190
		Criminal filing fee \$200.00 FRC Witness costs \$ WFR Sheriff service fees \$ SFR/SFS/SFW/WRF Jury demand fee \$ JFR Extradition costs \$ EXT Other \$
PUB 3225	\$	Fees for court appointed attorney. RCW 9.94A.760
WFR 3231	\$	_Court appointed defense expert and other defense costs. RCW 9.94A.760
	\$	_DUI fines, fees, and assessments
LF 3212	\$	_Crime lab fee [ ] suspended due to indigency RCW 43.43.690
	\$ <u>100</u>	DNA collection fee [ ] suspended. DNA previously collected RCW 43.43.7541
DEF 3506	\$	_Emergency response costs (\$1000 maximum, \$2,500 max.) RCW 38.52.430 Agency:
FPV 3335	\$	Specialized forest products. RCW 76.48.171
	\$	Other fines or costs for:
RTN/RJN 380		
	\$	Restitution to:
	\$	Restitution to:  (Name and Addressaddress may be withheld and provided confidentially to the Clerk of the Court's office.)
	\$	_ <i>Total</i> RCW 9.94A.760
wh en	nich may be set tered. RCW 9.9	oes not include all restitution or other legal financial obligations, to by later order of the court. An agreed restitution order may be 94A.753. A restitution hearing: the prosecutor.
	-	r (date)

	[ ] The defendant waives any right to be present at any restitution hearing (sign initials):
	[ ] <b>Restitution Schedule</b> attached.
	[ ] Restitution ordered above shall be paid jointly and severally with:
	Name of other defendant
3J	
	The Department of Corrections (DOC) or clerk of the court shall immediately issue a Notice of Payroll Deduction. RCW 9.94A.7602, RCW 9.94A.760(8).
	] All payments shall be made in accordance with the policies of the clerk of the court and on a schedule established by the DOC or the clerk of the court, commencing immediately, unless the court specifically sets forth the rate here: Not less than \$ per month commencing RCW 9.94A.760. (Restitution payments must begin immediately. RCW 9.4A.750(1).)
	The defendant shall report to the clerk of the court or as directed by the clerk of the court to provide financial and other information as requested. RCW 9.94A.760(7)(b).
	The court orders the defendant to pay costs of incarceration at the rate of \$ per day, (actual costs not to exceed \$100 per day). ( <i>JLR</i> )  RCW 9.94A.760. (This provision does not apply to costs of incarceration collected by the DOC under RCW 72.09.111 and 72.09.480.)
	The restitution obligations imposed in this judgment shall bear interest from the date of the udgment until payment in full, at the rate applicable to civil judgments. No interest shall accrue on non-restitution obligations imposed in this judgment. RCW 10.82.090. An award of costs on appeal against the defendant may be added to the total legal financial obligations. RCW 10.73.160.
1.4	<b>DNA Testing.</b> The defendant shall have a biological sample collected for purposes of DNA dentification analysis and the defendant shall fully cooperate in the testing. This paragraph does not apply if it is established that the Washington State Patrol crime laboratory already has a sample from the defendant for a qualifying offense. RCW 43.43.754.
	] The facility where the defendant serves the term of confinement shall be responsible for obtaining the sample as part of the defendant's intake process or as soon as practicable.
	] If further confinement is not ordered,
	[ ] the defendant shall report to (law enforcement agency) to provide a biological sample
	<ul> <li>] the defendant shall immediately provide a biological sample to the local police department or sheriff's office before leaving the courtroom.</li> </ul>
	Failure to provide a biological sample is a gross misdemeanor.
<b>I.</b> 5	No Contact:
	] The defendant shall not have contact with (name) including, but not limited to, personal, verbal, telephonic, written, or contact through a third party until (which does not exceed the maximum statutory sentence)

	[ ] The c	defendant is ex	cluded or prohibi	ted from comi	ng within _		_ (distance)	of:
	[]_					(na	ame of prote	cted
	perso	n(s))'s [ ] hom	ne/residence [ ] v	workplace [ ]	school [ ]	(other loc	ation(s))	
						, or	[ ] other loc	ation
						, ur	ntil	
	(which	h does not exc	eed the maximur	n statutory ser	ntence).			
			ic Violence No-Co t Order is filed co					er, or
4.6	Other:							
	-							
4.7	limits to	the defendant	own drug trafficke while under the s	supervision of	the county			
	Correction	ons:						

## V. Notices and Signatures

**4.8 Exoneration:** The Court hereby exonerates any bail, bond, and/or personal recognizance

- **5.1 Collateral Attack on Judgment.** If you wish to petition or move for collateral attack on this Judgment and Sentence, including but not limited to any personal restraint petition, state habeas corpus petition, motion to vacate judgment, motion to withdraw guilty plea, motion for new trial or motion to arrest judgment, you must do so within 1 year of the final judgment in this matter, except as provided for in RCW 10.73.100. RCW 10.73.090.
- 5.2 Length of Supervision. If you committed your offense prior to July 1, 2000, you shall remain under the court's jurisdiction and the supervision of the Department of Corrections for a period up to 10 years from the date of sentence or release from confinement, whichever is longer, to assure payment of all legal financial obligations, unless the court extends the criminal judgment an additional 10 years. If you committed your offense on or after July 1, 2000, the court shall retain jurisdiction over you, for the purpose of your compliance with payment of the legal financial obligations, until you have completely satisfied your obligation, regardless of the statutory maximum for the crime. RCW 9.94A.760, RCW 9.94A.505(5). The clerk of the court has authority to collect unpaid legal financial obligations at any time while you remain under the jurisdiction of the court for purposes of your legal financial obligations. RCW 9.94A.760(4), RCW 9.94A.753(4).
- **5.3 Notice of Income-Withholding Action.** If the court has not ordered an immediate notice of payroll deduction in Section 4.1, you are notified that the Department of Corrections (DOC) or the clerk of the court may issue a notice of payroll deduction without notice to you if you are more than 30 days past due in monthly payments in an amount equal to or greater than the amount payable for 1 month. RCW 9.94A.7602. Other income-withholding action under RCW 9.94A.760 may be taken without further notice. RCW 9.94A.7606.

conditions.

## 5.4 Community Custody Violation.

- (a) If you are subject to a violation hearing and the DOC finds that you committed the violation, you may receive a sanction of up to 30 days of confinement. RCW 9.94A.633(1).
- (b) If you have not completed your maximum term of total confinement and you are subject to a violation hearing and the DOC finds that you committed the violation, the DOC may return you to a state correctional facility to serve up to the remaining portion of your sentence. RCW 9.94A.633(2)(a).
- 5.5a Firearms. You may not own, use, or possess any firearm and, under federal law, any firearm or ammunition, unless your right to do so is restored by the court in which you are convicted or the superior court in Washington State where you live, and by a federal court, if required You must immediately surrender any concealed pistol license(s). (The clerk of the court shall forward a copy of the defendant's driver's license, identicard, or comparable identification to the Department of Licensing along with the date of conviction or commitment.) RCW 9.41.040, 9.41.047.
- **5.5b** [ ] **Felony Firearm Offender Registration.** The defendant is required to register as a felony firearm offender. The specific registration requirements are in the *Felony Firearm Offender Registration* attachment.
- 5.6 Reserved.
  5.7 [] Department of Licensing Notice: The court finds that count \_\_\_\_\_\_ is a felony in the commission of which a motor vehicle was used. Clerk's Action -The clerk shall forward an Abstract of Court Record (ACR) to the DOL, which must revoke the Defendant's driver's license. RCW 46.20.285.
  Findings for DUI, Physical Control, Felony DUI or Physical Control, Vehicular Assault, or Vehicular Homicide (ACR information) (Check all that apply):
  - had an alcohol concentration of breath or blood (BAC) of \_\_\_\_\_;

    [] No BAC test result.

    [] BAC refused. The defendant refused to take a test offered, pursuant to RCW 46.20.308.

    [] Drug related. The defendant was under the influence of or affected by any drug.

    [] THC level was \_\_\_\_\_ within 2 hours after driving.

    [] Passenger under age 16. The defendant committed the offense while a passenger under the age of 16 was in the vehicle.

    Vehicle info.: [] commercial vehicle [] 16 passenger vehicle [] Hazmat vehicle

[ ] Within 2 hours after driving or being in physical control of a vehicle, the defendant

5.8 [ ] Department of Licensing Notice – Defendant under age 21 only.

Count \_\_\_\_\_\_ is (a) a violation of RCW chapter 69.41 [Legend drug], 69.50 [VUCSA], or 69.52 [Imitation drugs], and the defendant was under 21 years of age at the time of the offense **OR** (b) a violation under RCW 9.41.040 [unlawful possession of firearm], and the defendant was under the age of 18 at the time of the offense **OR** (c) a violation under RCW chapter 66.44 [alcohol], and the defendant was under the age of 18 at the time of the offense, **AND** the court finds that the defendant previously committed an offense while armed with a firearm, an unlawful possession of a firearm offense, or an offense in violation of chapter 66.44, 69.41, 69.50, or 69.52 RCW.

**Clerk's Action** –The clerk shall forward an Abstract of Court Record (ACR) to the DOL, which must revoke the Defendant's driver's license. RCW 46.20.265.

5.9 Other:						
<b>Done</b> in Open Court and in the p	resence of the defendant on t	his date:				
	Judge/Print Name:					
Deputy Prosecuting Attorney WSBA No.	Attorney for Defendant WSBA No.	Defendant				
Print Name:	Print Name:	Print Name:				
conviction and sentence of total of be cancelled.  My right to vote will be restored vocustody of DOC. My right to vote voting. Voting or registering to voca RCW 29A.84.140.	confinement. If I am registered when I am not serving a sente is automatically restored but the before the right is restored	I must reregister to vote prior to is a class C felony.				
Defendant's signature:						
I am a certified or registered interinterpret, in theunderstands. I interpreted this Ju	lang	uage, which the defendant				
I certify under penalty of perjury u true and correct.	nder the laws of the State of V	Vashington that the foregoing is				
Signed at (city)	, (state)	, on (date)				
Interpreter	Print Name					

## VI. Identification of the Defendant

SID No		Date of Birth				
FBI No			Local ID No.			
PCN/TCN No			Other			
Alias name, DOB:						
Race:				Ethnicity:	Sex:	
[ ] Asian [ ] Black [ ] Indian-American Indi Alaska Native			n or	[ ] Hispanic	[] Male	
[ ] Multiracial [ ] Native Hawaiian of Other Pacific Islan				[ ] Non-Hispanic	[] Female	
[] Refused	[] White	[ ] Ur	navailable	[ ] Refused		
[ ] Unknown	[ ] Other:			[ ] Unknown		
Fingerprints: I attest t fingerprints and signate			ho appeare	ed in court, affix his or	her	
Clerk of the Court, D	eputy Clerk,			Dated:		
The defendant's sign	ature:					
Left four fingers		Left	Right	Right four finge		
simultaneou	Thumb	Thumb	simultaneo	usly		